

000149

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE)50
06/10

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):

City Planning & Community Investment

3. DATE:
1/22/08

JECT:

Linda Vista/Clairemont Mesa Open Space – Rezoning/Community Plan Amendment/Park Dedication

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)

Brian Schoenfisch, 619-533-6457, MS 4A

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)

Christine Rothman, 619-533-6551

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	100				9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.	065				Funded by the San Diego Community College District, as a condition of the adoption of Council Resolution R-302251.
ORGANIZATION	2001				
OBJECT ACCOUNT					
JOB ORDER	007228				
C.I.P. NUMBER					
AMOUNT					

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	DEPARTMENT DIRECTOR	<i>Greg P. Wright</i>	1-23-08	8	DEPUTY CHIEF	<i>W.H. [Signature]</i>	1/31/08
2	EAS	<i>[Signature]</i>	1/24/08	9			
3	CFO (LIASON)	<i>[Signature]</i>	4/16/08	10	CITY ATTORNEY	<i>Marianne G. [Signature]</i>	4/29/08
4	P & R	<i>[Signature]</i>	4-17-08	11	ORIG. DEPT	<i>Christine Rothman</i>	1/22/08
5	READ	<i>[Signature]</i>	4/13/08		DOCKET COORD:	COUNCIL LIAISON	
					COUNCIL PRESIDENT	<input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION	
					REFER TO:	COUNCIL DATE:	
7							

11. PREPARATION OF:

☒ RESOLUTIONS☒ ORDINANCE(S)☐ AGREEMENT(S)☐ DEED(S)

1. Resolution approving amendments to the Linda Vista and Clairemont Mesa Community Plans to adjust Plan boundaries and redesignate land in order to increase the City's open space inventory.

2. Ordinance rezoning 6.64 acres of City-owned land from RS-1-7 to OP-2-1.

3. Ordinance dedicating approximately 13.67 acres of City-owned land as Park Land.

11A. STAFF RECOMMENDATIONS:

ADOPT the Resolution and Ordinances.

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S): 6

COMMUNITY AREA(S): LINDA VISTA/CLAIREMONT MESA

ENVIRONMENTAL IMPACT: THIS ACTIVITY IS CATEGORICALLY EXEMPT FROM CEQA PURSUANT TO STATE CEQA GUIDELINES SECTION 15308.

HOUSING IMPACT: NONE WITH THIS ACTION

OTHER ISSUES: NONE

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REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET

DATE ISSUED: May 5, 2008
ATTENTION: Honorable President Peters and Members of the City Council
Docket of May 20, 2008
ORIGINATING DEPT.: City Planning & Community Investment
SUBJECT: Linda Vista/Clairemont Mesa Open Space – Rezoning/Community Plan
Amendment/Park Dedication
Council District: 6
Staff Contact: Brian Schoenfisch, (619) 533-6457

REQUESTED ACTION:

Approve Rezone No. 4455143, amendments to the Linda Vista and Clairemont Mesa Community Plans, and the dedication of 13.0436 acres of park land.

STAFF RECOMMENDATION:

Approve the requested actions.

EXECUTIVE SUMMARY:

On January 8, 2007, the City Council initiated amendments to the Linda Vista and Clairemont Mesa Community Plans to adjust the Community Plan boundaries and designate the City-owned land as Open Space; initiate the rezoning of the City-owned land to an Open Space zone; and direct staff to prepare an ordinance that would dedicate in perpetuity the area designated/zoned Open Space as park land.

The City of San Diego is the applicant and, upon direction of the City Council, is proposing the following actions:

- Rezone 6.64 acres (City-owned) from RS-1-7 to OP-2-1.
- Dedicate 6.64 acres as park land.
- Dedicate an additional 6.40 acres (adjacent, City-owned land) as park land.
- Shift 6.64 acres from the Clairemont Mesa Community Plan to the Linda Vista Community Plan.
- Shift 0.93 acres (recently acquired by the Community College District) from the Linda Vista Community Plan to the Clairemont Mesa Community Plan.
- Redesignate 6.64 acres from School and Park/Open Space to Open Space.
- Redesignate 0.93 acres from Open Space to School

As part of the City's ongoing effort to preserve and protect its urban canyons, the proposed rezone, General/Community Plan Amendment, and park dedication would result in a net gain of approximately 6.64 acres of designated open space and 13.04 acres of dedicated park land. The proposed actions will implement the very purpose of the City's Open Space Zones, to protect lands for outdoor recreation, education, and scenic and visual enjoyment; to control urban form and design; and to facilitate the preservation of environmentally sensitive lands.

FISCAL CONSIDERATIONS:

The preparation of the proposed legislative action was funded by the San Diego Community College District, as a condition of the adoption of Council Resolution R-302251.

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PREVIOUS COUNCIL and/or COMMITTEE ACTION:

On January 8, 2007, the City Council initiated amendments to the Linda Vista and Clairemont Mesa Community Plans, the rezoning of City-owned property from RS-1-7 to OP-2-1, and the dedication of park land, as described above.

On November 15, 2007, the Planning Commission, by a 5-0-0 vote, unanimously recommended that the City Council adopt the proposed legislative actions.

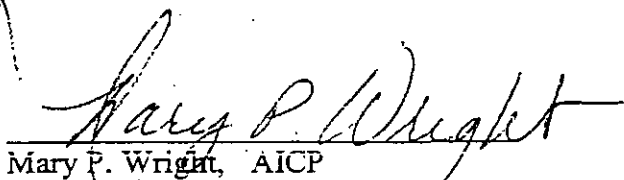
On January 17, 2008, the Park and Recreation Board, by a vote of 6-0-1, recommended that the City Council approve the proposed park dedication.

COMMUNITY PARTICIPATION and PUBLIC OUTREACH EFFORTS:

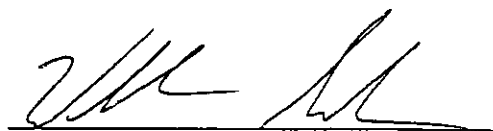
On April 17, 2007, the Clairemont Mesa Planning Committee voted 12-0-0 to support the proposed rezone, General/Community Plan Amendments and park dedication. On June 25, 2007, the Linda Vista Planning Committee voted 7-3-0 to recommend denial of the proposed rezone, General/Community Plan Amendments and park dedication. Additionally, on May 8, 2007, the Linda Vista Recreation Council voted 6-0-0 to not support the proposal, on May 16, 2007, the Tecolote Canyon Citizen's Advisory Committee voted 9-0-0 to support the proposal, and on June 27, 2007 the Kearny Mesa Park Recreation Board voted 12-0-0 to not support the proposal.

KEY STAKEHOLDERS and PROJECTED IMPACTS (if applicable):

The Linda Vista Planning Committee, the Clairemont Mesa Planning Committee, the Tecolote Canyon Citizen's Advisory Committee, the Linda Vista Recreation Council, the Kearny Mesa Park Recreation Board, and interested community members.



Mary P. Wright, AICP
Deputy Director - Planning Division
City Planning & Community Investment



William Anderson, FAICP
Deputy Chief Operating Officer
Land Use and Economic Development

Attachments:

- | | |
|---------------|--|
| Attachment A: | Draft Resolution (Community Plan Amendments) |
| Attachment B: | Draft Ordinance (Rezone # 4455143) |
| Attachment C: | Draft Ordinance (Park Dedication 20892-B) |
| Attachment D: | Planning Commission Resolution No. 4340-PC |
| Attachment E: | Report to the Planning Commission, Report No. PC-140 |

PLANNING COMMISSION RESOLUTION NO. 4340-PC

RECOMMENDATION TO THE CITY COUNCIL TO ADOPT REZONE NO. 445143
AND AMENDMENTS TO THE LINDA VISTA AND CLAIREMONT MESA
COMMUNITY PLANS AND THE PROGRESS GUIDE AND GENERAL PLAN AND
THE DEDICATION OF APPROXIMATELY 13.67 ACRES OF PARK LAND.

WHEREAS, on November 15, 2007 the Planning Commission of the City of San Diego held a public hearing to consider a recommendation to the City Council to adopt Rezone No. 445143 and amendments to the Linda Vista and Clairemont Mesa Community Plans and the Progress Guide and General Plan and the dedication of approximately 13.67 acres of park land in order to protect natural canyon and hillside resources; and

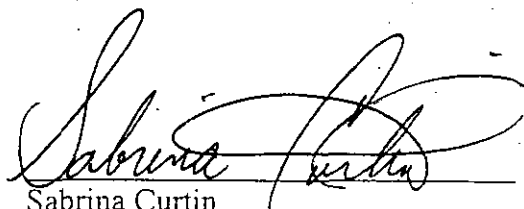
WHEREAS, the requested Rezone, Community Plan and General Plan Amendment and park dedication will preserve undeveloped canyon land in perpetuity; and

WHEREAS, the Planning Commission of the City of San Diego considered all maps, exhibits, evidence and testimony; NOW THEREFORE;

BE IT RESOLVED, by the Planning Commission of the City of San Diego that it hereby recommends that the City Council adopt Rezone NO. 445143 and amendments to the Linda Vista and Clairemont Mesa Community Plans and the Progress Guide and General Plan and the dedication of approximately 13.67 acres of park land.



Brian Schoenfisch
Senior Planner
City Planning & Community Investment



Sabrina Curtin
Legislative Recorder

Approved: November 15, 2007
By a vote of: 5-0-0

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE TO AUTHORIZE SETTING ASIDE AND
DEDICATING CITY-OWNED LAND IN THE CITY OF SAN
DIEGO

WHEREAS, San Diego Charter section 55 [Charter] provides that all real property owned in fee by the City that is dedicated by ordinance for park and recreation purposes shall not be used for anything but park and recreation purposes without a changed use or purpose being authorized by a two-thirds vote of the people; and

WHEREAS, in accordance with the Charter and Council Policy 700-17, the Park and Recreation Board [Board] has reviewed the City's inventory of park lands to determine which parks have met the requirements for dedication by ordinance; and

WHEREAS, the Board has identified the open space as meeting the Charter and Policy requirements, and recommends that the park be dedicated by ordinance; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That various parcels of City-owned land, which is described in Exhibit "A", attached hereto and incorporated herein by this reference, is set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the City Council of the City of San Diego hereby specifically reserves the right to establish underground public service easements through and across the dedicated property so long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

Section 3. That the City Clerk is authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Marianne Greene
Marianne O. Greene
Deputy City Attorney

MOG:ca
04/28/08
Or.Dept: City Planning & Community Investment
O-2008-143

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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EXHIBIT 'A'

PARK DEDICATION

APN: 427-010-28 AND 427-020-31

THAT PORTION OF PUEBLO LOTS No. 1203 AND 1204 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF MADE BY JAMES PASCOE IN 1870 AND FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY OF SAN DIEGO ON NOVEMBER 14, 1921 AS MISCELLANEOUS MAP No. 36, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY LINE OF SAID PUEBLO LOT No. 1204, LYING DISTANT NORTH 89°08'19" WEST 1355.05 FEET FROM THE SOUTHEAST CORNER THEREOF, SAID POINT BEING ON A 1551.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, A RADIAL TO SAID POINT BEARS NORTH 74°37'13" EAST, SAID CURVE BEING THE EASTERLY RIGHT OF WAY OF GENESEE AVENUE AS DEDICATED PER DOCUMENT RECORDED ON APRIL 28, 1977 AS F/P 77-159614 IN THE OFFICE OF SAID COUNTY RECORDER AND DESCRIBED IN CITY OF SAN DIEGO ORDINANCE No. 218163 ADOPTED APRIL 20, 1977; THENCE LEAVING THE SAID SOUTHERLY LINE OF PUEBLO LOT No. 1204 AND CONTINUING NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 15°56'24" A DISTANCE OF 431.50 FEET; THENCE NORTH 31°19'10" WEST 474.96 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING THE SAID EASTERLY RIGHT OF WAY OF GENESEE AVENUE NORTH 58°40'50" EAST 41.82 FEET TO A POINT ON THE WESTERLY LINE AS DESCRIBED IN THE DEED DEDICATING KEARNY MESA PARK RECORDED JUNE 5, 1964 AS F/P 101885 IN THE OFFICE OF SAID COUNTY RECORDER AND DESCRIBED IN CITY OF SAN DIEGO ORDINANCE No. 9024 ADOPTED MAY 26, 1964; THENCE NORTHERLY ALONG THE SAID DEED DEDICATING KEARNY MESA PARK NORTH 25°37'20" WEST 156.23 FEET TO THE BEGINNING OF A 100.00 FOOT RADIUS CURVE, CONCAVE EASTERLY; THENCE NORTHERLY AND NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 92°45'08" A DISTANCE OF 161.88 FEET TO THE BEGINNING OF A 1140.00 FOOT RADIUS COMPOUND CURVE, CONCAVE SOUTHERLY, A RADIAL TO SAID POINT BEARS NORTH 22°52'12" WEST; THENCE EASTERLY ALONG THE NORTHERLY LINE OF THE SAID DEED DEDICATING KEARNY MESA PARK AND ALONG THE ARC OF SAID COMPOUND CURVE THROUGH A CENTRAL ANGLE OF 10°08'26" A DISTANCE OF 201.76 FEET; THENCE NORTH 77°16'14" EAST 852.81 FEET TO THE BEGINNING OF A 2060.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY; THENCE EASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 09°55'23" A DISTANCE OF 356.77 FEET; THENCE NORTH 67°20'51" EAST 421.07 FEET TO THE BEGINNING OF A 1340.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY; THENCE EASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 21°03'01" A DISTANCE OF 492.31 FEET TO THE SOUTHWEST CORNER OF PARCEL 'D' AS DESCRIBED IN LAND ACQUISITION TO SAN DIEGO COMMUNITY COLLEGE DISTRICT PER DOCUMENT No. 2007-0220330 RECORDED ON APRIL 03, 2007 IN THE OFFICE OF SAID COUNTY RECORDER; THENCE LEAVING THE NORTHERLY LINE OF THE SAID DEED DEDICATING KEARNY MESA PARK AND CONTINUING ALONG THE WEST LINE OF SAID PARCEL 'D' NORTH 01°40'00" WEST 209.75 FEET TO A POINT ON THE SOUTHERLY DEED LINE AS DESCRIBED IN DEED TO THE SAN DIEGO UNIFIED SCHOOL DISTRICT BY DEED RECORDED IN BOOK 7517 AT PAGE 274 IN THE OFFICE OF THE

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SAID COOUNTY RECORDER, SAID POINT ALSO BEING ON THE ARC OF 1550.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY, A RADIAL TO SAID POINT BEARS NORTH 01°40'00" WEST; THENCE LEAVING THE WEST LINE OF SAID PARCEL 'D' AND CONTINUING WESTERLY ALONG THE SAID SOUTHERLY DEED LINE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 14°57'56" A DISTANCE OF 404.86 FEET; THENCE SOUTH 73°22'04" WEST 1836.48 FEET TO THE BEGINNING A 1350.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 11°10'24" A DISTANCE OF 263.27 FEET TO A POINT ON THE SAID EASTERLY RIGHT OF WAY OF GENESEE AVENUE; THENCE LEAVING THE SAID SOUTHERLY DEED LINE AND CONTINUING SOUTHERLY ALONG THE SAID EASTERLY RIGHT OF WAY OF GENESEE AVENUE TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION OF SAID PUEBLO LOT 1204 AS DESCRIBED IN PARCEL 'F' LAND ACQUISITION PER DOCUMENT No. 2007-0220331 RECORDED ON APRIL 3, 2007 IN THE OFFICE OF THE SAID COUNTY RECORDER.

CONTAINS APPROXIMATELY 13.0436 ACRES OR 568178.63 SQUARE FEET, MORE OR LESS.

EXHIBIT 'B' (CITY OF SAN DIEGO DRAWING No. 20892-B) ATTACHED AND BY THIS REFERENCE IS MADE A PART HERETO.

Richard T. McCormick 4.24.2008

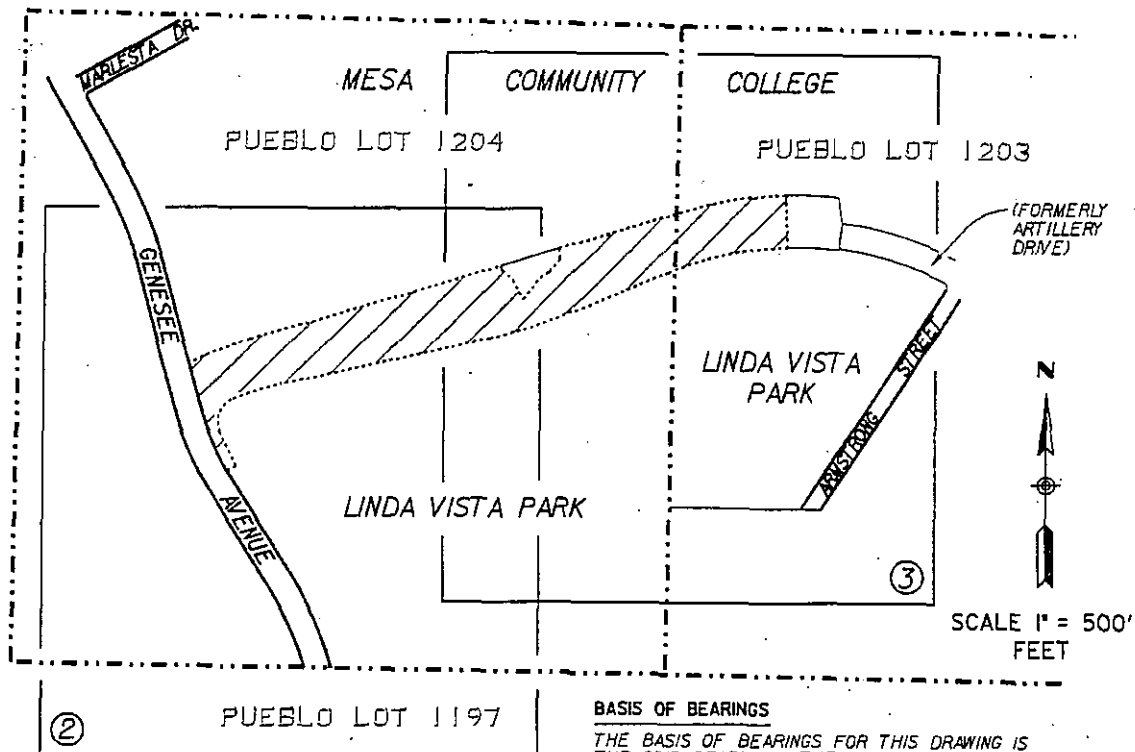
RICHARD T. MCCORMICK, LS No. 7450
ASSOCIATE LAND SURVEYOR, FIELD ENGINEERING
CITY OF SAN DIEGO
MY REGISTRATION EXPIRES 12-31-2008

File:LV_PARK_LEGAL.doc
W.O. 007228-APRIL 2008



000159

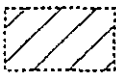
VICINITY MAP AND SHEET INDEX



LEGEND

P.D.B. POINT OF BEGINNING

T.P.O.B. TRUE POINT OF BEGINNING



INDICATES PARK DEDICATION
ACQUIRED.
AREA- 13.0436 ACRES OR 568,786.3
SQUARE FEET, MORE OR LESS.



INDICATES SHEET NUMBER

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE GRID BEARING BETWEEN CONTROL POINTS 'JAY 2' AND 'NIRA-2' AS SHOWN ON CITY OF SAN DIEGO SURVEY FIELD NOTES BY ROBERTS, 228-1716, W/O 133028 DATED 12-12-1972. SAID BEARING IS BASED ON THE CALIFORNIA COORDINATE SYSTEM NAD 27, ZONE 6.

NOTE:

THE LEGAL DESCRIPTION LISTED BELOW AS DEED REFERENCE #1 CONTAINS NUMEROUS ERRORS. CITY ORDINANCE No. 9050 ADOPTED JULY 9, 1964, CORRECTED ONE OF THE DISTANCE ERRORS WITHIN THE LEGAL DESCRIPTION. HOWEVER, IN THE PROCESS OF CREATING THIS PARK DEDICATION, OTHER ERRORS WERE DISCOVERED. A GOOD PORTION OF THE LEGAL DESCRIPTION OF REFERENCE #1 IS NO LONGER THE NORTHERLY PARK BOUNDARY AND THUS THE ERRORS ARE NOT LISTED HEREON.

DEED REFERENCES:

- 1) CITY ORDINANCE No. 9024 ADOPTED MAY 26, 1964, AND RECORDED ON JUNE 5, 1964 AS F/P 101885 O.R.
- 2) DEED TO SAN DIEGO UNIFIED SCHOOL DISTRICT RECORDED IN BOOK 7517 AT PAGE 274 O.R.
- 3) LAND ACQUISITION RECORDED ON APRIL 3, 2007 AS DOC. No. 2007-0220330 O.R.
- 4) LAND ACQUISITION RECORDED ON APRIL 3, 2007 AS DOC. No. 2007-0220331 O.R.
- 5) GENESEE AVENUE DEDICATION RECORDED ON APRIL 28, 1977 AS F/P 159614 O.R.

ASSESSOR PARCEL No's

427-010-28
427-020-31

OWNER

CITY OF SAN DIEGO

REFERENCES:

11577-AD, 14608-D, 20322-B
LS 259, PM 14444

PREPARED BY:

CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
FIELD DIVISION - SURVEY SECTION, UNDER THE
DIRECTION OF RICHARD McCORMICK, LS 7450,
ASSOCIATE LAND SURVEYOR.



Richard T. McCormick 4-24-2008
SIGNATURE DATE

RESOLUTION No. _____

ADOPTED: _____

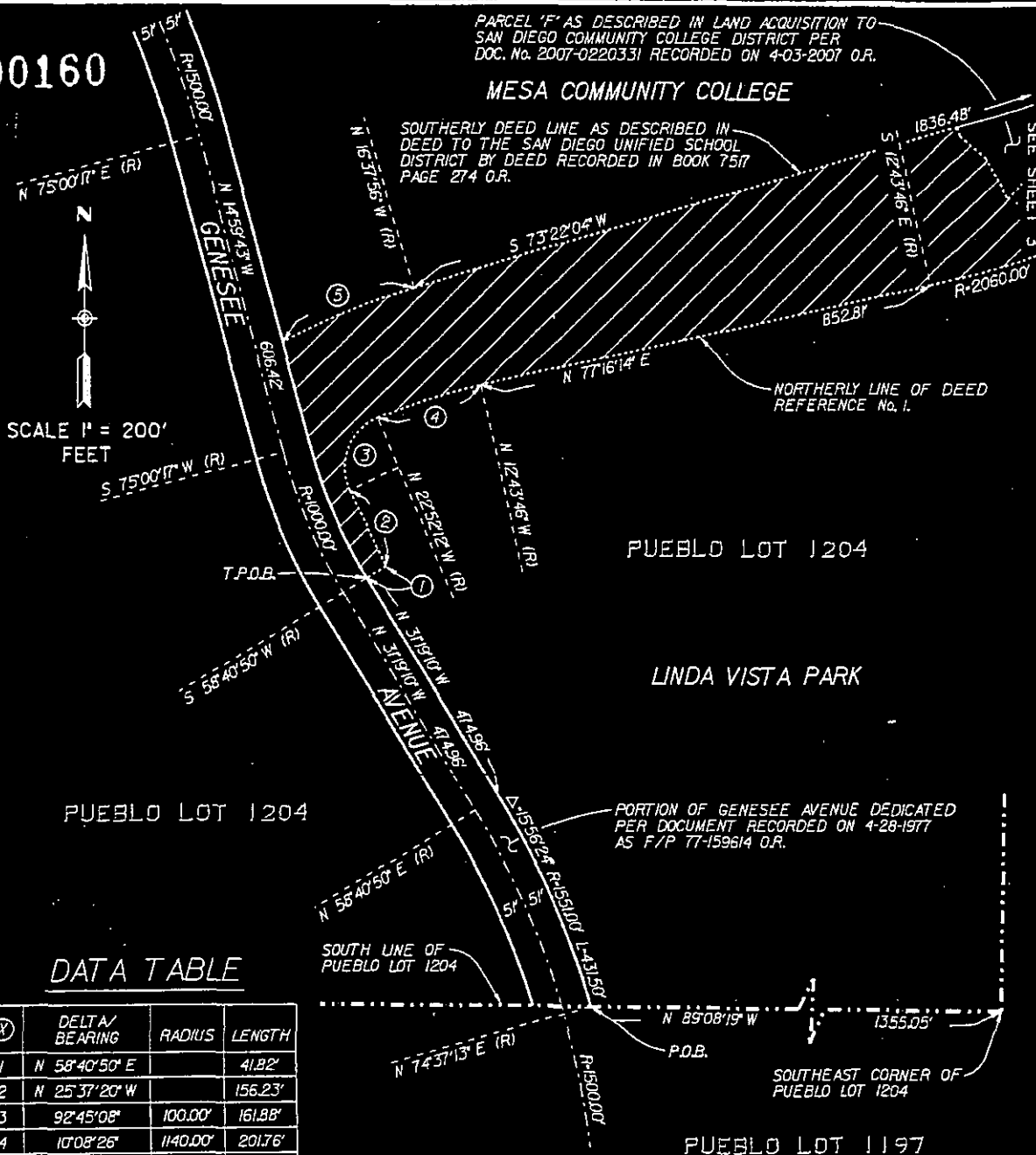
F/P: _____

RECORDED: _____

PARK DEDICATION - IN A PORTION OF PUEBLO LOTS 1203 AND 1204 PER MISCELLANEOUS MAP No. 36.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMc		4-08		SHEET 1 OF 3 SHEETS	007228
					FOR CITY ENGINEER	DATE
						232-1716
						LAMBERT COORDINATES
						20892 - B
STATUS						

000160



DATA TABLE

(X)	DELTA/ BEARING	RADIUS	LENGTH
1	N 58°40'50" E		41.82'
2	N 25°37'20" W		156.23'
3	92°45'08"	100.00'	161.88'
4	10°08'26"	1140.00'	201.76'
5	11°10'24"	1350.00'	263.27'

PARK DEDICATION- IN A PORTION OF PUEBLO LOTS 1203 AND 1204
PER MISCELLANEOUS MAP No. 36.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMc		4-08		SHEET 2 OF 3 SHEETS	007228
					FOR CITY ENGINEER	DATE
						232-1716
						LAMBERT COORDINATES
						20892 - B
STATUS						

000161

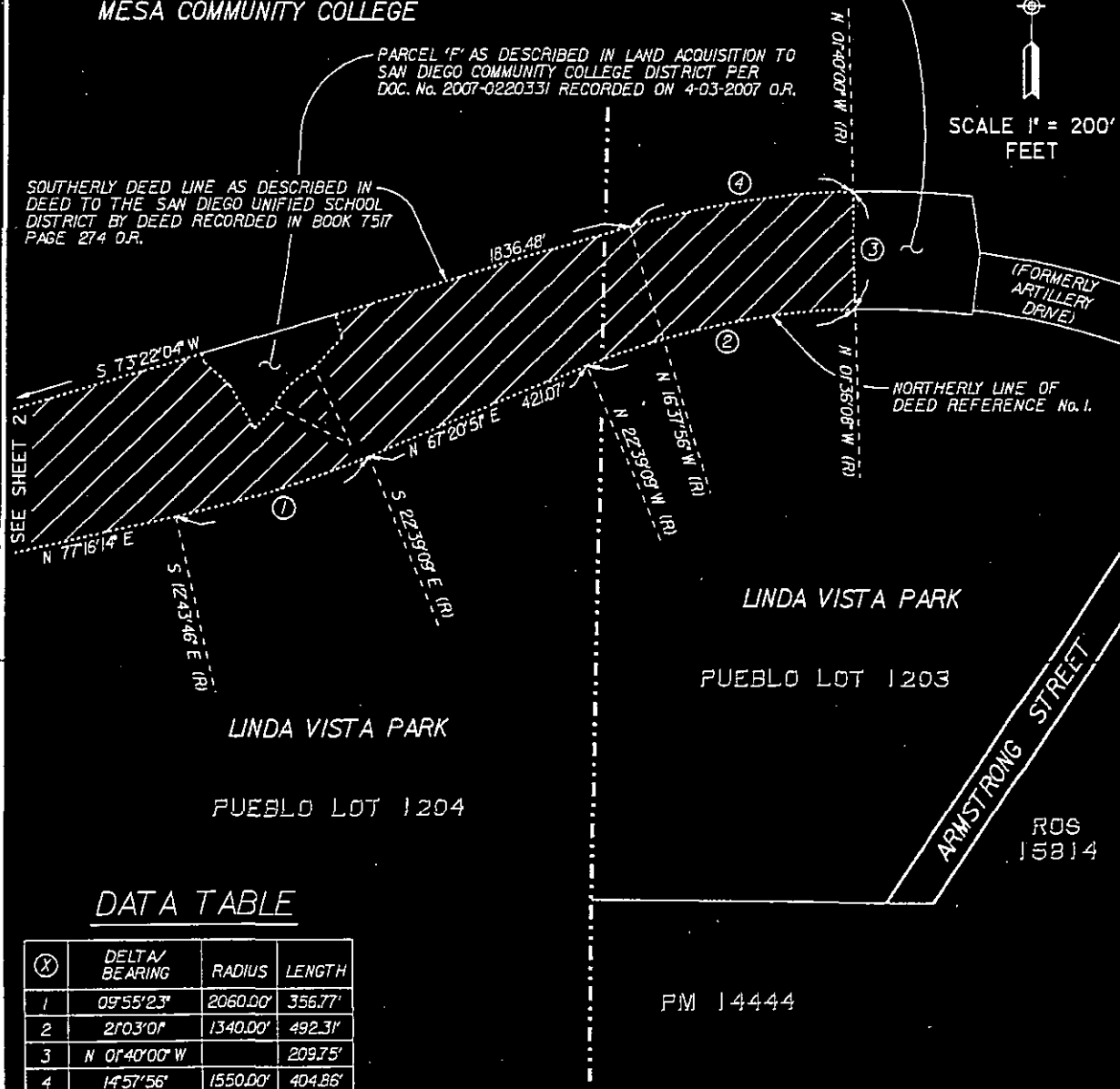
PARCEL 'D' AS DESCRIBED IN LAND ACQUISITION TO
SAN DIEGO COMMUNITY COLLEGE DISTRICT PER
DOC. No. 2007-0220330 RECORDED ON 4-03-2007 O.R.

MESA COMMUNITY COLLEGE

PARCEL 'F' AS DESCRIBED IN LAND ACQUISITION TO
SAN DIEGO COMMUNITY COLLEGE DISTRICT PER
DOC. No. 2007-0220331 RECORDED ON 4-03-2007 O.R.

SOUTHERLY DEED LINE AS DESCRIBED IN
DEED TO THE SAN DIEGO UNIFIED SCHOOL
DISTRICT BY DEED RECORDED IN BOOK 7517
PAGE 274 O.R.

SCALE 1" = 200'
FEET



DATA TABLE

(X)	DELTA/ BEARING	RADIUS	LENGTH
1	09°55'23"	2060.00'	356.77'
2	2°03'01"	1340.00'	492.31'
3	N 01°40'00" W		209.75'
4	14°51'56"	1550.00'	404.86'

PARK DEDICATION— IN A PORTION OF PUEBLO LOTS 1203 AND 1204
PER MISCELLANEOUS MAP No. 36.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMc		4-08		SHEET 3 OF 3 SHEETS	007228
					FOR CITY ENGINEER	DATE
						232-1716
						LAMBERT COORDINATES
						20892 - B
STATUS						

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 6.64 ACRES LOCATED ON MAP Z-178, DOCUMENT NO. 273438, WITHIN THE LINDA VISTA AND CLAIREMONT MESA COMMUNITY PLAN AREAS, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RESIDENTIAL-SINGLE UNIT ZONE (RS-1-7 ZONE) INTO THE OPEN SPACE - PARKS ZONE (OP-2-1 ZONE), AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0302, AND REPEALING ORDINANCE NO. 13457, ADOPTED ON 2/15/1932, OF ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICTS HEREWITH.

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That certain properties located in the Linda Vista and Clairemont Mesa Community Plan areas, in the City of San Diego, California, as shown on Zone Map Drawing No. Z-178, filed in the office of the City Clerk as Document No. 273438, are rezoned from the RS-1-7 zones into the OP-2-1 zones, as the zone is described and defined by San Diego Municipal Code section 131.0202

Section 2. That Ordinance No. O-13457, adopted 2/15/1932, of the ordinances of the City of San Diego is repealed insofar as the same conflicts with the rezoned uses of the land.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage, and no building permits for development inconsistent with the provisions of

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(O-2008-145)

this ordinance shall be issued unless application therefore was made prior to the date of adoption of this ordinance.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

Marianne Greene

Marianne O. Greene
Deputy City Attorney

MOG:ca
4/28/2008
Or.Dept: CPCI
O-2008-145
Aud.Cert:N/A
MMS#6171

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION ADOPTING AN AMENDMENT TO THE PROGRESS GUIDE AND GENERAL PLAN AND THE LINDA VISTA COMMUNITY PLAN AND THE CLAIREMONT MESA COMMUNITY PLAN TO ADJUST THE COMMUNITY PLAN BOUNDARIES AND REDESIGNATE APPROXIMATELY 7.57 ACRES OF LAND IN SUPPORT OF THE DEDICATION OF ADDITIONAL PARK LAND.

WHEREAS, on January 8, 2007, the City Council initiated amendments to the Linda Vista and Clairemont Mesa Community Plans; and

WHEREAS, the action by the City Council to initiate a Community Plan Amendment to the Linda Vista and Clairemont Mesa communities was the result of a project before the City Council at that time which placed some of the City-owned land within the ownership of Mesa College for an expansion of their college campus; and

WHEREAS, the City Council requested staff to adjust the community plan boundaries by placing the entire properties acquired by the San Diego Community College District into Clairemont Mesa and the remainder of the City-owned parcels in the canyon into Linda Vista; and

WHEREAS, the City Council requested that staff redesignate the remaining City-owned land as Open Space in the amended Linda Vista Community Plan; and

WHEREAS, as a result of the initiation staff is proposing to shift 6.64 acres of City-owned land from the Clairemont Mesa Community Plan to the Linda Vista Community Plan and

shift 0.93 acres of land owned by the Community College District from the Linda Vista Community plan to the Clairemont Mesa Community Plan; and

WHEREAS, as a result of the initiation staff is proposing to redesignate 6.64 acres of City-owned land from School and Park/Open Space designation to Open Space designation within the Linda Vista Community Plan and redesignate 0.93 acres from Open Space designation to School designation within the Clairemont Mesa Community Plan; and

WHEREAS, on November 15, 2007, the Planning Commission voted 5-0-0 to recommend that the City Council approve rezone #4455143 and amendments to the Progress Guide and General Plan and the Linda Vista and Clairemont Mesa Community Plans; and NOW THEREFORE,

BE IT RESOLVED, that this activity is categorically exempt from California Environmental Quality Act [CEQA] pursuant to State CEQA guidelines section 15308.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that this Council adopts amendments to the Progress Guide and General Plan and the Linda Vista Community Plan and the Clairemont Mesa Community Plan.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Marianne Greene
Marianne O. Greene
Deputy City Attorney

MOG:ca
04/28/2008
Or.Dept: CPCI
R-2008-950
Aud.Cert:N/A
MMS#6171

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor